

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JOHN ROE,

Plaintiff,

Case No. 25-cv-10372

Hon. Matthew F. Leitman

v.

SEETHA MONRAD, *et al.*,

Defendants.

**ORDER TERMINATING DEFENDANTS' MOTION
TO DISMISS WITHOUT PREJUDICE (ECF No. 13)**

On February 7, 2025, Plaintiff John Roe filed this action against the Defendants. (*See* Compl., ECF No. 1; Am. Compl., ECF No. 4.) The Defendants thereafter filed a motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6), for judgment on the pleadings under Rule 12(c), and for summary judgment under Rule 56. (*See* Mot., ECF No. 13.)

On April 29, 2025, without expressing any view regarding the merits of the motion, the Court issued an order granting Roe leave to file a Second Amended Complaint in order to remedy the alleged deficiencies in his claims. (*See* Order, ECF No. 14.) The Court informed the parties that if Roe provided notice that he intended to file a Second Amended Complaint, the Court would terminate Defendants' motion to dismiss without prejudice. (*See id.*)

On May 13, 2025, Roe filed a notice with the Court in which he said that he will be filing a Second Amended Complaint. (*See* Notice, ECF No. 15.) Accordingly, the Court **TERMINATES** the Defendants' currently-pending motion to dismiss (ECF No. 13) **WITHOUT PREJUDICE AS MOOT**. The Defendants may file a renewed motion directed at the Second Amended Complaint if they believe that such a motion is appropriate after reviewing that pleading.

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: May 14, 2025

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on May 14, 2025, by electronic means and/or ordinary mail.

s/Holly A. Ryan

Case Manager

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